



# UNITED STATES PATENT AND TRADEMARK OFFICE

HD

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/845,051	04/27/2001	Sev K. H. Keil	B01.002	1476
33893	7590	05/23/2007	EXAMINER	
JLB CONSULTING, INC.			LASTRA, DANIEL	
c/o INTELLEVATE				
P.O. BOX 52050			ART UNIT	
MINNEAPOLIS, MN 55402			PAPER NUMBER	
			3622	
			MAIL DATE	
			DELIVERY MODE	
			05/23/2007	
			PAPER	

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Interview Summary

**Application No.**

09/845,051

**Applicant(s)**

KEIL ET AL.

**Examiner**

DANIEL LASTRA

**Art Unit**

3622

All participants (applicant, applicant's representative, PTO personnel):

(1) DANIEL LASTRA.

(3) \_\_\_\_\_.

(2) JEFFREY BRANDT.

(4) \_\_\_\_\_.

Date of Interview: 15 May 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1.

Identification of prior art discussed: Herz (US 6,029,195).

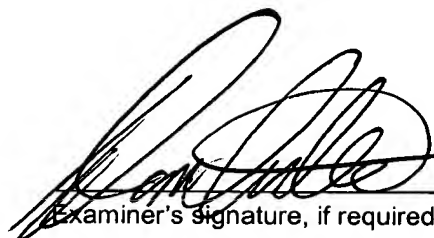
Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The Applicant argues that Herz does not teach mixing preference information based on the validating step. The Examiner answers that the term "mixing" is read by the Examiner as "clustering" users with other users based upon said users' preference and "validating" as predicting preference information and Herz teaches in col 24 the clustering of users and in col 19, lines 10-15, Herz mentions predicting preference information. The Applicant argues that in his claimed invention mixing is not clustering and that validating means using answers from some users to predict preference information but not from others, when said others are considered not telling the truth. The Examiner answers that Applicant's claims are very broad and the Examiner is not reading the Applicant's previous argument in his claimed.